

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

KATHIE FUNG, Individually and On Behalf of  
All Others Similarly Situated,  
Plaintiff,

v.

SUNLIGHT FINANCIAL HOLDINGS INC.  
f/k/a SPARTAN ACQUISITION CORP. II,  
GEOFFREY STRONG, MATTHEW POTERE,  
JAMES CROSSEN, BARRY EDINBURG, and  
RODNEY YODER,

Defendants.

**CASE No.: 1:22-cv-10658-AKH**

**ORDER APPOINTING LEAD  
PLAINTIFF AND APPROVING  
LEAD PLAINTIFF'S  
SELECTION OF COUNSEL**

**CLASS ACTION**

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WHEREAS, the above-captioned securities class action has been filed against defendants Sunlight Financial Holdings Inc. f/k/a Spartan Acquisition Corp. II, Geoffrey Strong, Matthew Potere, James Crossen, Barry Edinburg, and Rodney Yoder alleging violations of the federal securities laws;

WHEREAS, pursuant to the Private Securities Litigation Reform Act of 1995 ("PSLRA"), 15 U.S.C. § 78u-4(a)(3)(A)(i), on December 16, 2022, a notice was issued to potential class members of the action informing them of their right to move to serve as lead plaintiff within 60 days of the date of the issuance of said notice;

WHEREAS, on February 14, 2023, Plaintiff Matthew Millunchick ("Movant") timely moved the Court to appoint Movant as Lead Plaintiff, and to approve Movant's selection of The Rosen Law Firm, P.A. as Lead Counsel;

WHEREAS, the PSLRA provides, *inter alia*, that the most-adequate plaintiff to serve as lead plaintiff is the person or group of persons that has either filed a complaint or has made a

motion in response to a notice and has the largest financial interest in the relief sought by the Class and satisfies the requirements of Fed. R. Civ. P. 23; and

WHEREAS, the Court finding that Movant has the largest financial interest in this action and *prima facie* satisfies the typicality and adequacy requirements of Fed. R. Civ. P. 23. *See* 15 U.S.C. § 78u-4(a)(3)(B)(iii)(I);

**IT IS HEREBY ORDERED THAT:**

**APPOINTMENT OF LEAD PLAINTIFF AND LEAD COUNSEL**

1. Pursuant to Section 21D(a)(3)(B) of the Exchange Act, Movant is appointed as Lead Plaintiff for the class as he has the largest financial interest in this litigation and otherwise satisfies the requirements of Fed. R. Civ. P. 23.

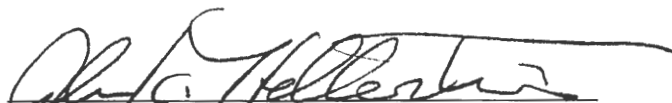
2. Movant's choice of counsel is approved and accordingly, The Rosen Law Firm, P.A. is appointed as Lead Counsel.

3. Lead Counsel, after being appointed by the Court, shall manage the prosecution of this litigation. Lead Counsel is to avoid duplicative or unproductive activities and is hereby vested by the Court with the responsibilities that include, without limitation, the following: (1) to prepare all pleadings; (2) to direct and coordinate the briefing and arguing of motions in accordance with the schedules set by the orders and rules of this Court; (3) to initiate and direct discovery; (4) to prepare the case for trial; and (5) to engage in settlement negotiations on behalf of Lead Plaintiff and the Class.

4. For the reasons stated above, the motions to appoint Mike Margent and Jana Keaton as lead plaintiffs are denied. The Clerk of the Court shall terminate the open motions at ECF Nos. 9, 14. The motion to appoint Elizabeth Toreres as lead plaintiff (ECF No. 17) was previously denied for the reasons identified at ECF No. 29.

SO ORDERED:

Dated March 7, 2023

  
HONORABLE ALVIN K. HELLERSTEIN  
UNITED STATES DISTRICT JUDGE